

**DURHAM, NORTH CAROLINA  
MONDAY, AUGUST 7, 2000  
7:00 P.M.**

The Durham City Council met in regular session on the above date and time in the Council Chambers at City Hall with the following members present: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

Also present: City Manager P. Lamont Ewell, City Attorney Henry Blinder, City Clerk D. Ann Gray and Acting Deputy City Clerk Linda Bratcher.

Mayor Tennyson called the meeting to order commenting about the funerals he attended for Tim Harrell and Maceo Sloan.

There were no priority items from the City Manager, City Attorney and City Clerk.

Mayor Tennyson noted revisions to the Consent Agenda made at the Committee-of-the-Whole Meeting. Mayor Tennyson asked if any citizen(s) or council member(s) wanted to pull any item(s) from the Consent Agenda for discussion later in the meeting.

Consent Item #17 [CREATION OF A COUNCIL SUBCOMMITTEE TO STUDY BENEFITS OF DEVELOPING AN ENTERTAINMENT VENUE] was removed from the Consent Agenda for appointment of members.

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve the Consent Agenda as amended was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**[CONSENT AGENDA]**

**SUBJECT: MAYOR'S NOMINATION TO THE PASSENGER VEHICLE FOR HIRE COMMISSION**

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve the Mayor's nomination of Thomas A. Devine as the Mayor's appointee to the Passenger Vehicle for Hire Commission for a term to expire January 1, 2003 was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: PASSENGER VEHICLE FOR HIRE COMMISSION - APPOINTMENTS**

**August 7, 2000**

**MOTION** by Council Member Larson seconded by Council Member Edwards to appoint Danny Blackwell and Barbara J. Payne to the Passenger Vehicle for Hire Commission for three-year terms to expire January 1, 2003 was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: USE OF FEDERAL ASSET FORFEITURE FUNDS FOR PURCHASE OF A NEW PHONE SYSTEM FOR SUBSTATION #1**

**MOTION** by Council Member Larson seconded by Council Member Edwards to authorize the use of Federal Asset Forfeiture Funds in an amount not to exceed \$15,000 to purchase a new phone system for Substation #1 was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: REALLOCATION OF FUNDS IN THE 1999 GRANT AWARD RECEIVED FROM THE U.S. DEPARTMENT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE**

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve the reallocation of the Local Law Enforcement Block Grant funds in the amount of \$85,000 to be used for the purchase of police equipment and to adopt the revised grant project ordinance was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Ordinance #12023**

**SUBJECT: REALLOCATION OF FUNDS IN THE 1998 GRANT AWARD RECEIVED FROM THE U.S. DEPARTMENT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE**

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve the reallocation of the Local Law Enforcement Block Grant funds in the amount of \$17,000 to be used for the purchase of crime lab equipment and to adopt the revised grant project

**August 7, 2000**

ordinance was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Ordinance #12024**

**SUBJECT: FISCAL YEARS 1999-2001 GOVERNOR'S CRIME COMMISSION GRANTS FOR EL CENTRO HISPANO - PROJECT CHAMOS**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt a "Grant Project Ordinance Amending Ordinance #11788, Grant for 'Project Chamos' El Centro Hispano" to include the second year funding in the amount of \$35,710 from the North Carolina Department of Crime Control and Public Safety, Governor's Crime Commission was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Ordinance #12027**

**SUBJECT: GRANT PROJECT ORDINANCE - URBAN FORESTRY WEBSITE**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt an "Urban and Community Forestry Grant Project Ordinance - Urban Forestry Website" was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Ordinance #12025**

**SUBJECT: PROPOSED SALE OF PROPERTIES TO THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NCDOT) FOR THE I-85 STATE PROJECT NO. 8.T351208 - ID #1-0306DB**

**MOTION** by Council Member Larson seconded by Council Member Edwards to declare the properties needed for rights of way surplus, to accept NCDOT's total offer of \$10,201 to purchase the rights of way and/or easements across the properties shown on Tax Maps 77-02-05; 77-03-02 and 03; 77-07-01; 111-02-01, 02, and 24; and 318-01-19; and

**August 7, 2000**

To authorize the Mayor to execute the deed(s) to convey the properties was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: GIS DATA DISTRIBUTION POLICY FOR COMMERCIAL USE**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt the "GIS Data Distribution Policy and Application for Commercial Use"; and

To authorize the City Manager to make minor modifications that are consistent with the intent of this Policy such as adding new available layers or media formats in the future was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: STATE DEVELOPMENT ZONE REAUTHORIZATION - NORTH CAROLINA DEPARTMENT OF COMMERCE - DIVISION OF COMMUNITY ASSISTANCE**

**MOTION** by Council Member Larson seconded by Council Member Edwards to authorize the Mayor to sign the application for the revised State Development Zone to the North Carolina Department of Commerce - Division of Community Assistance was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: CONTRACT FOR WORKFORCE INVESTMENT ACT: YOUTH PROGRAM - JANUARY 1, 2000 - JUNE 30, 2001 - COUNTY OF DURHAM**

**MOTION** by Council Member Larson seconded by Council Member Edwards to authorize the City Manager to execute the Contract for Youth Program with the County of Durham in the amount of \$178,100; and

To authorize the City Manager to make changes to the contract prior to execution, providing the changes do not increase the amount to be paid by the City and do not decrease the services to

**August 7, 2000**

be provided to the City was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: USE OF FEDERAL ECONOMIC DEVELOPMENT INITIATIVE FUNDS -  
413 E. CHAPEL HILL STREET - U. S. DEPARTMENT OF HOUSING  
AND URBAN DEVELOPMENT (HUD)**

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve the proposed use of Federal Economic Development Initiative - Special Project funds for the acquisition and renovation of 413 E. Chapel Hill Street and to authorize the City Manager to execute the documents requested by the Department of Housing and Urban Development to obtain the funds; and

To adopt a "City of Durham Grant Project Ordinance U. S. Department of Housing and Urban Development Economic Development Initiative - Special Projects - FY 2001" was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Ordinance #12026**

**SUBJECT: DOWNTOWN DURHAM LOAN POOL - REQUEST FOR FUNDING -  
WACHOVIA BANK - TRICHIX, LLC - 323 FOSTER STREET**

**MOTION** by Council Member Larson seconded by Council Member Edwards to authorize the City Manager to execute the Non-Recourse Loan Participation Agreement with Wachovia Bank in an amount not to exceed \$500,000 and to provide participation by the City in the Wachovia loan to the Trichix, LLC for the renovation of 323 Foster Street and to execute related loan closing documents and to make minor changes to the Non-Recourse Loan Participation Agreement and other related loan closing documents as are consistent with the terms and the Downtown Loan Pool Program requirements approved by City Council was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**August 7, 2000**

**SUBJECT: EAGLE VILLAGE FACADE PROGRAM - EAGLE VILLAGE COMMUNITY DEVELOPMENT CORPORATION - HUD**

**MOTION** by Council Member Larson seconded by Council Member Edwards to authorize the City Manager to execute a contract with Eagle Village Community Development Corporation in the amount of \$35,000 to provide facade improvements within the Eagle Village commercial area and to execute any other necessary documents requested by HUD was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: LEGISLATIVE PROGRAM UPDATE - 2000**

**MOTION** by Council Member Larson seconded by Council Member Edwards to receive a report from the Administration updating the status of bills included in the 2000 Legislative Program was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: TOW TRUCK RATE INCREASE FOR VEHICLE STORAGE FEES**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt "A Resolution to Amend Resolution #2191, as Amended by Resolutions #5291-A, #6911, and #8013: Resolution Providing for Rotation of Tow Truck Calls in Police-Initiated Calls" was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Resolution #8693**

**SUBJECT: HOUSING APPEALS BOARD APPOINTMENT**

**MOTION** by Council Member Larson seconded by Council Member Edwards to re-appoint Nancy Love, Regular Member to represent Residence Owner, to the Housing Appeals Board for a three-year term to expire June 30, 2003 was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and

**August 7, 2000**

Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: RESOLUTION MEMORIALIZING DR. C. ERIC LINCOLN**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt a "Resolution Memorializing Dr. C. Eric Lincoln" was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Resolution #8694**

**SUBJECT: RESOLUTION MEMORIALIZING ARTHUR E. SPEARS, JR.**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt a "Resolution Memorializing Arthur E. Spears, Jr." was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Resolution #8695**

**SUBJECT: SITE PLAN APPROVAL - FAYETTEVILLE ROAD OFFICE PARK II**

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve a site plan for Fayetteville Road Office Park II, submitted by Development Engineering, Inc., on behalf of Fayetteville Road Office Partners, LLC, consisting of three 12,950 square foot, one-story office buildings and 143 parking spaces on a ±4.24 acre site zoned Office and Institutional-2 and Falls/Jordan-B Watershed Overlay and located on the western side of Fayetteville Road, north of NC 54 and south of Dunhill Drive (Tax Map #524-1-8 and PIN #0718-02-97-6419) was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**August 7, 2000**

**SUBJECT: SITE PLAN/PRELIMINARY PLAT APPROVAL--WILLIAMS RIDGE  
(INFINITY ROAD TOWNHOMES)**

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve a site plan/preliminary plat for Williams Ridge (Infinity Road Townhomes), submitted by R. L. Horvath & Associates, Inc. on behalf of Eno Valley Investors, LLC, consisting of 67 townhomes (for sale) and 20 single-family lots on ±15.38 acres and located south of Infinity Road, east of North Roxboro Road and west of Stephens Lane (Tax Map #803-1-3F and PIN #0824-02-97-0598) was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: SITE PLAN APPROVAL - VALASSIS COMMUNICATIONS DURHAM  
PLANT EXPANSION**

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve a site plan for Valassis Communications Durham Plant Expansion, submitted by Wiley & Wilson, on behalf of Valassis Communications, consisting of an 80,550 square foot addition to an existing 93,882 square foot industrial printing facility on 16.88 acres, zoned I-2 and F/J-B and located on the west side of Prospectus Drive, south of Englert Drive and west of South Alston Avenue (Tax Map #541-1-1A and PIN #0738-03-10-5333) was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: SITE PLAN APPROVAL - THE VILLAGES AT HOPE VALLEY FARMS  
(POD MM - PHASE I)**

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve a site plan for The Villages at Hope Valley Farms (POD MM - Phase I), submitted by the John R. McAdams Company, Inc., on behalf of Caswyck-HVF, LLC, consisting of 117 townhome units on a 16.47 acre tract, zoned PDR 3.44 and located on the north side of South Roxboro Street and east of Carlton Crossings Drive (Tax Map #508-1-1 [partial] and PIN #0729-01-07-8703) was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member



**August 7, 2000**

Jacobs.

**SUBJECT: STREET CLOSING - UTICA STREET (SC00-2)**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt a resolution declaring the intent of the City Council to consider permanently closing 172± linear feet (9,062± square feet) of Utica Street and setting a public hearing on Monday August 21, 2000 to consider permanently closing 172± linear feet (9,062± square feet) of Utica Street was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Resolution #8696**

**SUBJECT: RESULTS OF BIDS ON PUBLIC HEARING NOTICE SIGN PREPARATION, INSTALLATION AND REMOVAL - CAROLINA BANNER SIGNS**

**MOTION** by Council Member Larson seconded by Council Member Edwards to authorize the City Manager to enter into a contract with Carolina Banner Signs on the per-sign basis noted, with the anticipated contract total of \$24,210 over the 23-month period was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: UPDATE OF CITY COUNCIL WARDS AND PLANNING COMMISSION DISTRICTS**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt "An Ordinance to Amend the Durham City Council Ward Boundaries to Reflect Changes in City Limits"; and

To adopt "An Ordinance to Amend the Durham Planning Commission District Boundaries to Reflect Changes in City Limits" was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

August 7, 2000

Ordinance #12028

Ordinance #12029

**SUBJECT: CORRECTION OF ERRORS ON ASSESSMENT ROLLS - SEWER MAIN - EDGERTON DRIVE FROM ED COOK ROAD - CALABAR INVESTMENT CORPORATION**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt a resolution for the correction of errors on the following assessment roll was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

- a. **Sewer Main - Edgerton Drive** from Ed Cook Road to west property line of Tax Map 566-2-1 (gives full relief of the assessment against the property of Calabar Investment Corporation because the property is not in the assessment limits--frontage charges will apply at the time of connection)

**SUBJECT: CORRECTION OF ERRORS ON ASSESSMENT ROLLS - WATER AND SEWER LATERALS - YOSEMITE CIRCLE FROM CASTELL DRIVE EAST THROUGH CUL-DE-SAC - LINDELL L. WORLEY**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt a resolution for the correction of errors on the following assessment roll was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

- b. **Water and Sewer Laterals - Yosemite Circle** from Castell Drive east through cul-de-sac (gives full relief of the sewer lateral assessment against the property of Lindell L. Worley because the assessment is a duplication of a previous sewer later charge)

**SUBJECT: CONTRACT SD 2000-03 - DRAINAGE IMPROVEMENTS - HOLMES CONTRACTING, INCORPORATED - MIST LAKE DRIVE**

**MOTION** by Council Member Larson seconded by Council Member Edwards to authorize the City Manager to execute a contract with Holmes Contracting, Incorporated in the amount of \$132,447 for replacing

**August 7, 2000**

triple barrel pipes under Mist Lake Drive; and

To authorize the expenditure of up to \$132,447 from the Other Street Maintenance Activities Account was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: WATER SALES AGREEMENT - ORANGE WATER AND SEWER AUTHORITY (OWASA)**

**MOTION** by Council Member Larson seconded by Council Member Edwards to authorize the City Manager to enter into an Amended Agreement with OWASA which extends the term of the agreement through August 26, 2002 was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: SETTING PUBLIC HEARING TO CONSIDER STORM WATER UTILITY ORDINANCE AMENDMENTS**

**MOTION** by Council Member Larson seconded by Council Member Edwards to set a public hearing on Monday, August 21, 2000 to consider amendments to the Storm Water Utility Ordinance was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: CONTRACT AMENDMENT NO. 3 WITH CH2MHILL FOR WATER SUPPLY PLANNING**

**MOTION** by Council Member Larson seconded by Council Member Edwards to authorize the City Manager to execute an amendment to the contract with CH2MHILL in the amount of \$74,000 for services related to water supply planning and implementation; and

To authorize the City Manager to make changes to the contract provided that the price is not increased and the amount of services is not decreased was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement

**August 7, 2000**

and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: WILEY MANGUM ROAD PROJECT - [PROJECT: 6.352593] - NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NCDOT) - LAKE MICHIE EXPANSION**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt a resolution authorizing the City Manager to execute a Reimbursement Agreement [Project: 6.352593] with North Carolina Department of Transportation in the amount of \$26,300 to cover the improvements to Wiley Mangum Road associated with future Lake Michie Expansion was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Resolution #8697**

**SUBJECT: INTERLOCAL COOPERATION AGREEMENT - COMMUTE TRIP REDUCTION PROGRAM - DURHAM COUNTY**

**MOTION** by Council Member Larson seconded by Council Member Edwards to authorize the City Manager to enter into an Interlocal Cooperation Agreement with Durham County regarding administration of the Commute Trip Reduction Program was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NCDOT) MUNICIPAL AGREEMENTS**

**MOTION** by Council Member Larson seconded by Council Member Edwards to receive a report from the Administration concerning the NCDOT Municipal Agreements approved by City Council on July 17, 2000; and

To adopt "An Ordinance Amending Ordinance #12010 Concerning General Capital Improvements Projects" was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill,

**August 7, 2000**

Langley, Larson, McKissick, Stith and Wagstaff. Noes: None.  
Absent: Council Member Cheek. Excused Absence: Council Member  
Jacobs.

**Ordinance #12030**

**SUBJECT: SURVEY OF VACANT HOUSE LIST**

**MOTION** by Council Member Larson seconded by Council Member Edwards to receive the Updated Report on the Vacant House List from the Department of Housing and Community Development was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: HISTORIC BUILDINGS AND ENVIRONMENTALLY SENSITIVE AREAS ON THE OLD LANDFILL PROPERTY LOCATED ON GLENN ROAD - GLENN-VEAZEY HOUSE - 3201 GLENN ROAD**

**MOTION** by Council Member Larson seconded by Council Member Edwards to discuss the condition and future of historic buildings and environmentally sensitive areas located on the old landfill property; and

To direct the City Manager and staff to develop measures necessary to protect:

- a. the historic Glenn-Veazey House and all associated outbuildings located at 3201 Glenn Road, part of the old City landfill property, and that were previously placed on the North Carolina National Register Advisory Committee's study list, and
- b. all areas of the old landfill property that contain rare plant and/or animal species, habitat, or are otherwise environmentally sensitive

from vandalism and further demolition until a feasibility study that outlines options for reuse of the entire old landfill property, including appropriate protection and future use of the historic structures and important and unique environmental areas, is completed and reviewed by the City Council; and

To direct that this landfill reuse feasibility study include participation, input, and comment from the Ellerbee Creek

**August 7, 2000**

Watershed Association, the Historic Preservation Society of Durham (HPSD); the Historic Preservation Commission; the Durham Inventory Review Committee; the Durham Open Space & Trails Commission (DOST); the Durham Environmental Affairs Board (EAB); members of the public and others as appropriate was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: UNINTERRUPTED COMMUNICATIONS - BURYING ELECTRIC AND TELEPHONE UTILITY LINES**

**MOTION** by Council Member Larson seconded by Council Member Edwards to discuss the community's increasing dependence on uninterrupted communications and the need to develop an approach for the burying of all electric and telephone utility lines in the City of Durham in order to ensure uninterrupted service as well as protect the health and safety of citizens especially during natural disasters such as hurricanes, ice storms, etc.; and

To request that the Joint City/County Planning Committee discuss the feasibility of a joint City/County effort to establish a utility district(s) for the purpose of levying fees and coordinating the burying of electric and telephone cables as well as the estimated levy and time-frame to accomplish same and to make recommendations to both governing bodies for consideration by December, 2000 (reference the General Assembly of North Carolina Session Law 2000-106, Senate Bill 1463, "An Act To Allow Dare County To Create Special Districts to Underground Lines" was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: REPORT FROM ADMINISTRATION ON REQUEST BY THE GREATER ZION WALL BAPTIST CHURCH FOR WAIVER OR REDUCTION IN TIPPING FEES - HOPKINS STREET**

**MOTION** by Council Member Larson seconded by Council Member Edwards to receive a report from the Administration concerning a request by the Greater Zion Wall Baptist Church for waiver or reduction in tipping fees for the houses the church is demolishing -removing on Hopkins Street was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council

**August 7, 2000**

Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: BID REPORT - MAY 2000**

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve and record the following bids and items which were acted upon by the City Manager during the month of May 2000 was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**CITY OF DURHAM NORTH CAROLINA**

July 12, 2000

MEMO TO: P. Lamont Ewell  
City Manager

THROUGH: John G. Pedersen, Jr.  
Assistant City Manager

THROUGH: Navdeep S. Gill  
Finance Director

THROUGH: Kenneth C. Pennoyer  
Assistant Finance Director

FROM: Joseph W. Clark  
Purchasing Manager

SUBJECT: Bid Report

To approve and record in the minutes bids which were acted upon by the City Manager during the month of **May 2000**.

Apparatus, Supplies, Materials, Equipment, Construction, and Repairwork:

**1. Bid: Mechanical Assist High Density Storage & Filing System**

Purpose of Bid: To provide the Police Property Room with a mechanical storage & filing system.

**August 7, 2000**

Opened: April 13, 2000

|          |                                  |   |             |
|----------|----------------------------------|---|-------------|
| Bidders: | Patterson Business Systems, Inc. | * | \$58,085.00 |
|          | Raleigh, NC                      |   |             |
|          | J.E. Pope Company, Inc.          |   | \$59,669.81 |
|          | Raleigh, NC                      |   |             |

\*Awarded based on: ☒ Low Bid ☐ Other (See Comments)

The Equal Opportunity/Equity Assurance Department reviewed the bid submitted by Patterson Business Systems of Raleigh, N.C. to determine compliance with the Minority and Women Business Enterprises Ordinance.

There are no M/WBE firms available to provide this product.

The workforce statistics for Patterson Business Systems are as follows:

|                          |   |      |
|--------------------------|---|------|
| Total Workforce          | 2 |      |
| Total # of Females       | 0 | 0%   |
| Total # of Males         | 0 | 0%   |
| Total # of Black Males   | 0 | 0%   |
| Total # of White Males   | 2 | 100% |
| Total # of Other Males   | 0 | 0%   |
| Total # of Black Females | 0 | 0%   |
| Total # of White Females | 0 | 0%   |
| Total # of Other Females | 0 | 0%   |

Performance Bond: ☒ Waived ☐ Not Waived ☐ Not Required

**2. Bid: Hillside Park Baseball Field Fence Project**

Purpose of Bid: To install a fence around the baseball field at the newly renovated Hillside Park.

Comments:

Opened: April 25, 2000

|          |  |   |             |
|----------|--|---|-------------|
| Bidders: | Seegars Fence Company of Wake County, Inc. | * | \$14,792.00 |
|          | Raleigh, NC                                |   |             |
|          | Dickerson's Fencing & Landscaping          |   | \$19,497.00 |
|          | Durham, NC                                 |   |             |

\*Awarded based on: ☒ Low Bid ☐ Other (See Comments)

**WORKFORCE STATISTICS**



**August 7, 2000**

**CORPORATION STATISTICS**

|                 |    |     |                 |    |     |
|-----------------|----|-----|-----------------|----|-----|
| Total Workforce | 29 |     | # Black Males   | 7  | 24% |
| Total # Females | 3  | 10% | # White Males   | 8  | 28% |
| Total # Males   | 26 | 90% | # Other Males   | 11 | 38% |
|                 |    |     | # Black Females | 0  | 0%  |
|                 |    |     | # White Females | 3  | 10% |
|                 |    |     | # Other Females | 0  | 0%  |

Performance Bond:        ☐ Waived        ☐ Not Waived        ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

**3.      Bid:                      Furnish and Install Chain Link Fencing at the Landfill**

Purpose of Bid:                      To install a fence at certain sections of the landfill.

Comments:

Opened:                      April 25, 2000

|          |  |             |
|----------|--|-------------|
| Bidders: | Seegars Fence Company of Wake County, Inc. * | \$42,567.00 |
|          | Raleigh, NC                                  |             |
|          | Dickerson's Fencing & Landscaping            | \$43,560.00 |
|          | Durham, NC                                   |             |
|          | RC Abbott Fencing & Welding                  | \$48,000.00 |
|          | Durham, NC                                   |             |

\*Awarded based on: ☒ Low Bid        ☐ Other (See Comments)

The Equal Opportunity/Equity Assurance Department reviewed the bid submitted by Seegars Fence Company of Wake County, Inc. to determine compliance with the Minority and Women Business Enterprises Ordinance.

M/WBE bids were not competitive.

The workforce statistics for Seegars Fence Company of Wake County, Inc. are as follows:

**Location Performing on Contract**

|                 | <b>1999</b> |     |  |                 | <b>2000</b> |     |  |
|-----------------|-------------|-----|--|-----------------|-------------|-----|--|
| Total Workforce | 29          |     |  | Total Workforce | 29          |     |  |
| Total Females   | 3           | 10% |  | Total Females   | 3           | 10% |  |
| Total Males     | 26          | 90% |  | Total Males     | 26          | 90% |  |
| Black Males     | 7           | 24% |  | Black Males     | 7           | 24% |  |
| White Males     | 8           | 28% |  | White Males     | 8           | 28% |  |
| Other Males     | 11          | 38% |  | Other Males     | 11          | 38% |  |

**August 7, 2000**

|               |   |     |               |   |     |
|---------------|---|-----|---------------|---|-----|
| Black Females | 0 | 0%  | Black Females | 0 | 0%  |
| White Females | 3 | 10% | White Females | 3 | 10% |
| Other Females | 0 | 0%  | Other Females | 0 | 0%  |

Performance Bond:      \_\_\_\_\_ Waived      \_\_\_\_\_ Not Waived      **X** Not Required

**4. Bid: Miscellaneous Office Equipment and Furniture for the Housing Department**

Purpose of Bid:      To provide the Housing Department with Office Equipment and Furniture.

Comments:      Bids were advertised and solicited from six vendors and only one response was received. The brand of equipment and furniture requested is only available from Alfred Williams & Company in North Carolina. This particular brand was necessary to match the existing furniture and equipment in the department.

Opened:      May 1, 2000

Bidders:      Alfred Williams & Company      \*      \$51,717.82  
Durham, NC

\*Awarded based on: \_\_\_\_\_ Low Bid    **X** Other (See Comments)

The Equal Opportunity/Equity Assurance Department reviewed the bid submitted by Alfred Williams & Company of Durham, NC to determine compliance with the Minority and Women Business Enterprises Ordinance.

M/WBE bids were not competitive.

The workforce statistics for Alfred Williams & Company are as follows:

**Location Performing on Contract**  
Durham, NC

|                 | <b>2000</b> |     |
|-----------------|-------------|-----|
| Total Workforce | 8           |     |
| Total Females   | 3           | 38% |
| Total Males     | 5           | 63% |
| Black Males     | 3           | 37% |
| White Males     | 2           | 24% |
| Other Males     | 0           | 0%  |
| Black Females   | 1           | 13% |
| White Females   | 1           | 13% |
| Other Females   | 1           | 13% |

Performance Bond:      **X** Waived      \_\_\_\_\_ Not Waived      \_\_\_\_\_ Not Required

**August 7, 2000**

**5. Bid: Mobile Surveillance Van**

Purpose of Bid: To provide the Police Department with a Mobile Surveillance Van

Comments: Bids were advertised and solicited from eight vendors and only one response was received. A requirement to have a North Carolina service and repair center may have limited bid competition. Sirchie Finger Print Labs has a service/repair center at their corporate headquarters in Youngsville, North Carolina.

Opened: May 9, 2000

Bidders: Sirchie Finger Print Labs., Inc. \* \$85,401.00  
Medford, NJ

\*Awarded based on: \_\_\_\_\_ Low Bid ☒ Other (See Comments)

The Equal Opportunity/Equity Assurance Department reviewed the bid submitted by Sirchie Finger Print Labs., Inc. of Medford, NJ to determine compliance with the Minority and Women Business Enterprises Ordinance.

There were no M/WBE firms to provide this product.

The workforce statistics for Sirchie Finger Print Labs., Inc. are as follows:

Corporate Headquarters  
Youngsville, NC

|                 | 1999 |     |                 | 2000 |     |
|-----------------|------|-----|-----------------|------|-----|
| Total Workforce | 131  |     | Total Workforce | 138  |     |
| Total Females   | 46   | 35% | Total Females   | 49   | 36% |
| Total Males     | 85   | 65% | Total Males     | 89   | 64% |
| Black Males     | 14   | 11% | Black Males     | 16   | 12% |
| White Males     | 63   | 48% | White Males     | 65   | 47% |
| Other Males     | 8    | 6%  | Other Males     | 8    | 6%  |
| Black Females   | 11   | 8%  | Black Females   | 13   | 9%  |
| White Females   | 33   | 25% | White Females   | 34   | 25% |
| Other Females   | 2    | 2%  | Other Females   | 2    | 1%  |

Location Performing on Contract  
Medford, NJ

|                 | 1999 |     |                 | 2000 |     |
|-----------------|------|-----|-----------------|------|-----|
| Total Workforce | 22   |     | Total Workforce | 24   |     |
| Total Females   | 1    | 5%  | Total Females   | 1    | 4%  |
| Total Males     | 21   | 95% | Total Males     | 23   | 96% |
| Black Males     | 1    | 5%  | Black Males     | 1    | 4%  |

**August 7, 2000**

|               |    |     |               |    |     |
|---------------|----|-----|---------------|----|-----|
| White Males   | 18 | 81% | White Males   | 20 | 84% |
| Other Males   | 2  | 9%  | Other Males   | 2  | 8%  |
| Black Females | 0  | 0%  | Black Females | 0  | 0%  |
| White Females | 1  | 5%  | White Females | 1  | 4%  |
| Other Females | 0  | 0%  | Other Females | 0  | 0%  |

Performance Bond: ☐ Waived ☒ Not Waived ☐ Not Required

**6. Bid: Software and Hardware for the Brown WTP Pilot Plant**

Purpose of Bid:

Comments: This software and hardware is compatible with the current equipment being used for the pilot water treatment plant.

Opened: April 18, 2000

Bidders: Hach Company \*\$48,143.57  
Loveland, CO

\*Awarded based on: ☐ Low Bid ☒ Other (See Comments)

The Equal Opportunity/Equity Assurance Department reviewed the bid submitted by Hach Company of Loveland, Colorado to determine compliance with the Minority and Women Business Enterprises Ordinance.

There were no M/WBE firms available to provide this product.

The workforce statistics for Hach Company are as follows:

| 2000                |     |     | 1999                |     |     |
|---------------------|-----|-----|---------------------|-----|-----|
| Total Workforce 360 |     |     | Total Workforce 411 |     |     |
| Total Females       | 150 | 41% | Total Females       | 170 | 41% |
| Total Males         | 210 | 58% | Total Males         | 241 | 59% |
| Black Males         | 1   | 01% | Black Males         | 1   | 01% |
| White Males         | 198 | 55% | White Males         | 227 | 51% |
| Other Males         | 11  | 03% | Other Males         | 13  | 03% |
| Black Females       | 1   | 01% | Black Females       | 1   | 01% |
| White Females       | 141 | 39% | White Females       | 155 | 38% |
| Other Females       | 8   | 02% | Other Females       | 14  | 03% |

Performance Bond: ☐ Waived ☐ Not Waived ☒ Not Required

**7. Bid: New Flooring for temporary DATA Facility**

Purpose of Bid: To install new flooring at the temporary DATA facility.

**August 7, 2000**

Comments: The bid from Hedgepeth was considered non-responsive, the company did not bid on all items.

Opened: May 19, 2000

|          |                   |                         |             |
|----------|-------------------|-------------------------|-------------|
| Bidders: | Hedgepeth Carpets | <i>(non-responsive)</i> | \$12,560.00 |
|          | Durham, NC        |                         |             |
|          | Proctor Flooring  | *                       | \$16,209.00 |
|          | Durham, NC        |                         |             |
|          | ZZYZX Designs     |                         | \$18,531.00 |
|          | Durham, NC        |                         |             |

\*Awarded based on: \_\_\_\_ Low Bid ☒ Other (See Comments)

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |    |     |                 |   |     |
|-----------------|----|-----|-----------------|---|-----|
| Total Workforce | 19 |     | # Black Males   | 2 | 10% |
| Total # Females | 3  | 15% | # White Males   | 9 | 47% |
| Total # Males   | 16 | 85% | # Other Males   | 5 | 26% |
|                 |    |     | # Black Females | 0 | 0%  |
|                 |    |     | # White Females | 3 | 15% |
|                 |    |     | # Other Females | 0 | 0%  |

Performance Bond: \_\_\_\_ Waived \_\_\_\_ Not Waived ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

**8. Bid: Fourth Floor Structural Infill**

Purpose of Bid: To create additional office space on the 4<sup>th</sup> floor of City Hall.

Comments:

Opened: February 2, 2000

|          |                                       |   |             |
|----------|---------------------------------------|---|-------------|
| Bidders: | L. A. Downey & Son, Inc.              | * | \$69,719.00 |
|          | Durham, NC                            |   |             |
|          | H. M. Kern Corporation                |   | \$74,700.00 |
|          | Greensboro, NC                        |   |             |
|          | D. W. Ward Construction Company, Inc. |   | \$89,952.00 |
|          | Durham, NC                            |   |             |

\*Awarded based on: ☒ Low Bid \_\_\_\_ Other (See Comments)

The Equal Opportunity/Equity Assurance Department reviewed the bid submitted by

**August 7, 2000**

L. A. Downey & Son, Inc. of Durham, NC to determine compliance with the Minority and Women Business Enterprises Ordinance. There are no subcontracting opportunities on the project.

The workforce statistics for L. A. Downey & Son, Inc. are as follows:

|                 |    |     |
|-----------------|----|-----|
| Total Workforce | 42 |     |
| Total Females   | 4  | 10% |
| Total Males     | 38 | 90% |
| Black Males     | 12 | 29% |
| White Males     | 24 | 57% |
| Other Males     | 2  | 4%  |
| Black Females   | 0  | 0%  |
| White Females   | 4  | 10% |
| Other Females   | 0  | 0%  |

Performance Bond:        ☐ Waived                ☐ Not Waived        ☒ Not Required

**9.      Bid:                    Painting Interior at the temporary DATA Facility**

Purpose of Bid: To paint the interior at the temporary DATA facility

Comments:

Opened:            May 19, 2000

|          |                           |   |             |
|----------|---------------------------|---|-------------|
| Bidders: | Boomer Paint Co           | * | \$13,368.00 |
|          | Raleigh, NC               |   |             |
|          | Richards Painting         |   | \$20,713.00 |
|          | Durham, NC                |   |             |
|          | W.T. Painting Co          |   | \$34,282.00 |
|          | Durham, NC                |   |             |
|          | Locklear Painting Service |   | \$61,912.00 |
|          | Durham, NC                |   |             |

\*Awarded based on: ☒ Low Bid    ☐ Other (See Comments)

**WORKFORCE STATISTICS**  
**CORPORATION STATISTICS**

|                 |    |     |                 |   |     |
|-----------------|----|-----|-----------------|---|-----|
| Total Workforce | 12 |     | # Black Males   | 3 | 25% |
| Total # Females | 1  | 8%  | # White Males   | 2 | 17% |
| Total # Males   | 11 | 92% | # Other Males   | 6 | 50% |
|                 |    |     | # Black Females | 1 | 8%  |
|                 |    |     | # White Females | 0 | 0%  |
|                 |    |     | # Other Females | 0 | 0%  |

**August 7, 2000**

Performance Bond: \_\_\_\_\_ Waived \_\_\_\_\_ Not Waived ☒ Not Required

**10. Bid: Two Speed Monitoring Trailers**

Purpose of Bid: To provide the Police Department with Speed Monitoring devices to be used to reduce speed at various locations throughout the city.

Comments:

Opened: May 9, 2000

|          |                            |   |             |
|----------|----------------------------|---|-------------|
| Bidders: | Traffic Display Monitoring | * | \$19,990.00 |
|          | Dallas, TX                 |   |             |
|          | Kustom Signals             |   | \$24,760.00 |
|          | Lenexa, KS                 |   |             |
|          | MPH Industries             |   | \$24,790.00 |
|          | Owensboro, KY              |   |             |

\*Awarded based on: ☒ Low Bid \_\_\_\_\_ Other (See Comments)

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |    |        |                 |    |        |
|-----------------|----|--------|-----------------|----|--------|
| Total Workforce | 30 |        | # Black Males   | 2  | 06.66% |
| Total # Females | 2  | 6.66%  | # White Males   | 14 | 46.67% |
| Total # Males   | 28 | 93.33% | # Other Males   | 12 | 40.00% |
|                 |    |        | # Black Females | 0  | 0%     |
|                 |    |        | # White Females | 2  | 06.66% |
|                 |    |        | # Other Females | 0  | 0%     |

Performance Bond: \_\_\_\_\_ Waived \_\_\_\_\_ Not Waived ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

**11. Bid: Interactive Voice Response System (IVR) for the City/County Inspections Department**

Purpose of Bid: To provide Inspections with a computerized Interactive Voice Response System that allows contractors to call one specific telephone number and enter their assigned permit number to determine the status of their Certificate of Occupancy, (CO) whether the CO is completed and approved or the CO has not been completed and what is lacking for approval.

Comments: Bids were sent to three vendors, only one vendor responded.

**August 7, 2000**

Opened: May 22, 2000

Bidders: Voice Data Solutions, Inc. \$23,910.00  
Raleigh, NC

\*Awarded based on: \_\_\_\_\_ Low Bid ☒ Other (See Comments)

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |    |     |                 |   |        |
|-----------------|----|-----|-----------------|---|--------|
| Total Workforce | 16 |     | # Black Males   | 2 | 12.5%  |
| Total # Females | 4  | 25% | # White Males   | 7 | 43.75% |
| Total # Males   | 12 | 75% | # Other Males   | 3 | 18.75% |
|                 |    |     | # Black Females | 1 | 6.25%  |
|                 |    |     | # White Females | 3 | 18.75% |
|                 |    |     | # Other Females | 0 | 0%     |

Performance Bond: \_\_\_\_\_ Waived \_\_\_\_\_ Not Waived ☒ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

**12. Bid: Pest Control Services**

Purpose of Bid: To provide all City facilities with pest control service.

Comments:

Opened: May 22, 2000

|          |                      |                      |
|----------|----------------------|----------------------|
| Bidders: | Clegg's Termite      | \$14,328.00/12 mos.  |
|          | Durham, NC           | *\$28,600.00/24 mos. |
|          | Kil-Mor Exterminator | \$28,600.00/12 mos.  |
|          | Durham, NC           | \$57,200.00/24 mos.  |

\*Awarded based on: ☒ Low Bid \_\_\_\_\_ Other (See Comments)

WORKFORCE STATISTICS  
CORPORATION STATISTICS

|                 |     |        |                 |     |        |
|-----------------|-----|--------|-----------------|-----|--------|
| Total Workforce | 250 |        | # Black Males   | 23  | 09.20% |
| Total # Females | 53  | 21.20% | # White Males   | 160 | 64.00% |
| Total # Males   | 197 | 78.80% | # Other Males   | 14  | 05.60% |
|                 |     |        | # Black Females | 5   | 02.00% |
|                 |     |        | # White Females | 48  | 19.20% |



August 7, 2000

# Other Females 0 0%

LOCATION OF PERFORMING CONTRACT

Durham, North Carolina

|                 |    |         |                 |    |        |
|-----------------|----|---------|-----------------|----|--------|
| Total Workforce | 79 |         | # Black Males   | 8  | 10.10% |
| Total # Females | 25 | 31.60%# | White Males     | 38 | 48.20% |
| Total # Males   | 54 | 68.40%  | # Other Males   | 8  | 10.10% |
|                 |    |         | # Black Females | 3  | 03.80% |
|                 |    |         | # White Females | 22 | 27.80% |
|                 |    |         | # Other Females | 0  | 0%     |

Performance Bond: \_\_\_\_\_ Waived \_\_\_\_\_ Not Waived \_\_\_\_\_ Not Required

The M/WBE Data Base was used in the solicitation of bids for this item.

Sufficient funds were available at the time of the award. The Administration recommends acceptance of the above bids denoted by an asterisk (\*).

JWC:lm

**SUBJECT: BIDS - CONTRACT EXTENSION FOR ESTIMATED ANNUAL REQUIREMENTS FOR LIQUID ALUMINUM SULFATE - GENERAL CHEMICAL CORPORATION**

**MOTION** by Council Member Larson seconded by Council Member Edwards to extend the bid from General Chemical Corporation in the amount of \$280,000 for furnishing the City with its estimated annual requirements for liquid aluminum sulfate; and

To authorize the City Manager to enter into a contract extension with General Chemical Corporation in the amount of \$280,000 for providing the City with its estimated annual requirements for liquid aluminum sulfate; and

To authorize the City Manager to modify the contract before execution provided that modifications do not increase the dollar amount of the contract and are consistent with the general intent of the existing version of the contract was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

August 7, 2000

**SUBJECT: BIDS - ESTIMATED TWO-YEAR REQUIREMENT FOR GASOLINE  
(1,000,000 GALLONS - MANSFIELD OIL COMPANY)**

**MOTION** by Council Member Larson seconded by Council Member Edwards to accept the bid from Mansfield Oil Company in the amount of \$1,044,500 for furnishing the City with its estimated two-year requirements for gasoline; and

To authorize the City Manager to enter into a contract with Mansfield Oil Company in the amount of \$1,044,500 for furnishing the City with its estimated two-year requirements for gasoline; and

To authorize the City Manager to modify the contract before execution provided that modifications do not increase the dollar amount of the contract and are consistent with the general intent of the existing version of the contract was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: SETTING PUBLIC HEARINGS FOR THE CONFIRMATION OF CERTAIN  
ASSESSMENT ROLLS**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt resolutions setting public hearings on Monday, August 21, 2000 for confirmation of the following assessment rolls was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

- a. **Sewer Main on Hardee Street** - from Cheek Road to south property line of Tax Map 353-1-5;
- b. **Water Main on Hardee Street** - from Cheek Road to Naples Place;
- c. **Sewer Main on Inlet Avenue** - from Junction Road to Harvest Street;
- d. **Sewer Main on Ellis Road** - from Ellis Road Outfall to north property line of Tax Map 563-1-1;
- e. **Water Main on Joyner Road** - from Geer Street to Beauford

August 7, 2000

Road;

- f. **Water Main on Nancy Rhodes Drive** - from Cole Mill Road to north property line of Tax Map 767-1-19;
- g. **Water Main on Tomahawk Trail** - from Sandlewood Drive to Smith Drive; **Cherokee Court** from Tomahawk Trail to Cul-de-sac and **Pawnee Court** from Tomahawk Trail to Cul-de-sac; and
- h. **Sewer Main on Pickett Road** - from Colony Road to U.S. 15-501 Bypass.

**SUBJECT: SETTING PUBLIC HEARINGS TO CONSIDER ORDERING CERTAIN PETITIONED IMPROVEMENTS**

**MOTION** by Council Member Larson seconded by Council Member Edwards to accept a Certificate of Sufficiency from the Manager of Engineering for each of the following petitions; and

To adopt resolutions setting public hearings on Monday, August 21, 2000 to consider ordering the following improvements was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

- a. **Water Main on Cook Road** - from Juliette Drive to Harmony Road and **Harmony Road** from Cook Road to west property line of Tax Map 518-5-27;
- b. **Water Main on Valmet Drive** - from Freeman Road to Daniel Road; and
- c. **Curb, Gutter and Paving, Sewer Main and Water and Sewer Laterals on Dial Drive** - from S. Alston Avenue to east property line of Tax Map 555-11-16.

**SUBJECT: SETTING PUBLIC HEARING TO CONSIDER ORDERING CERTAIN IMPROVEMENTS UNDER THE ENABLING ACT AUTHORITY**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt a resolution setting a public hearing on Monday, August 21, 2000 to consider ordering **Sewer Main on North Woodcrest Street** from Rochelle Street to south property line of Tax Map 378-2-3A was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth,

**August 7, 2000**

Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: PROHIBITION OF PARKING - W. CLUB BOULEVARD**

**MOTION** by Council Member Larson seconded by Council Member Edwards to adopt an ordinance to prohibit parking at any time at the following locations was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

- a. on the south side of W. Club Boulevard in the area beginning at the west curb line of Georgia Avenue, if extended, and extending for a distance of 82 feet westwardly; and
- b. on the south side of W. Club Boulevard in the area beginning at the east curb line of Georgia Avenue, if extended, and extending for a distance of 50 feet eastwardly.

**Ordinance #12031**

**SUBJECT: CITY COUNCIL MINUTES - CITY CLERK'S OFFICE**

**MOTION** by Council Member Larson seconded by Council Member Edwards to approve the official minutes of the June 5, 2000, June 19, 2000 and July 17, 2000 regular City Council meetings was approved at 7:37 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**[GENERAL BUSINESS AGENDA]**

**[PUBLIC HEARINGS]**

**SUBJECT: STREET OPENING, CURB, GUTTER AND PAVING ON TARIK DRIVE FROM MOSSDALE AVENUE WEST TO WEST PROPERTY LINE OF TAX MAP #261-8-3**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared

**August 7, 2000**

closed.

**MOTION** by Council Member Larson seconded by Council Member Wagstaff to adopt a resolution confirming the assessment roll for street opening, curb, gutter and paving on Tarik Drive from Mosssdale Avenue west to west property line of Tax Map #261-8-3 was approved at 7:38 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: CURB, GUTTER AND PAVING - AKRON AVENUE FROM ALFRED STREET TO JEROME ROAD (MINI ASSESSMENT ROLL) - SUDIE M. FIELDS**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Burnette to find that the property of Sudie M. Fields, identified as Tax Map #408-6-4, 1012 Akron Avenue, Lot 4, has benefited from the improvements and to confirm the assessment in the amount of \$2,000 was approved at 7:38 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: CURB, GUTTER AND PAVING - MOSSDALE AVENUE FROM ARCHDALE DRIVE TO TARIK DRIVE (MINI ASSESSMENT ROLL) - WADDELL G. AND ADRIENE M. LONG**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Wagstaff to reconsider the curb, gutter and paving assessment against the property of Waddell G. and Adriene M. Long; and

To find that the property of Waddell G. and Adriene M. Long, identified as Tax Map #261-6-5, 3620 Mosssdale Avenue, greater part of Lot 5, has benefited from the improvements and to confirm the

**August 7, 2000**

assessment in the amount of \$2,000 was approved at 7:39 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: WATER AND SEWER LATERALS - ELLINGTON STREET FROM CATALPA DRIVE EAST TO ROCHESTER (MINI ASSESSMENT ROLL) - SADIE M. MORGAN AND KENNETH L. NUNN**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections and/or allegations, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Wagstaff to reconsider the assessments for water and sewer laterals against the property of Sadie M. Morgan and Kenneth L. Nunn; and

To relieve the water main assessment in the amount of \$350 and the sewer main assessment in the amount of \$450 against the property of Sadie M. Morgan and Kenneth L. Nunn for property identified as Tax Map #629-2-6, 2318 Ellington Street, Lot 18--laterals were paid for by Time Payment Petition was approved at 7:39 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**[ZONING MATTERS]**

**SUBJECT: ZONING CASE: P00-5 - SATPAL RATHIE (PAGEHURST PHASE 3)- 52.96 ACRE SITE LOCATED ON THE SOUTH SIDE OF LUMLEY ROAD WEST OF PAGE ROAD (TAX MAP #580B-3-3 [PARTIAL] AND 4)**

Case: P00-5

Location: 52.96 acre site located on the south

Applicant: Satpal Rathie (Pagehurst Phase 3)

Location: 52.96 acre site located on the south side of Lumley Road west of Page Road (Tax Map #580B-3-3 [partial] and 4)

Request: Rezoning from PDR 4.45 (Planned Density Residential with a maximum of 4.45 units per acre) to PDR 3.85 (Planned Density Residential with a maximum of 3.85 units per acre) - **Change in Development Plan**

**August 7, 2000**

Zoning Committee's Recommendation and Vote: Approval; 7-0

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard.

**Proponent**

Mr. Rick Prentis, representing the applicant, briefed Council on the proposed request noting that the units have been reduced, received approval from Stirrup Creek Neighborhood Association and that the plan proposes lower density and single-family homes. He urged Council to support this proposed request.

No one spoke in opposition to the request.

Mayor Tennyson declared the public hearing closed.

**MOTION** by Council Member Larson seconded by Council Member McKissick to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, by taking the above described property out of PDR 4.45 and placing same in and establishing same as PDR 3.85 for a change in the development plan was approved at 7:42 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Ordinance #12032**

**SUBJECT: ZONING CASE: P00-39 - M. M. FOWLER (CROSS CREEK SHOPPING CENTER) - 11.7 ACRES AT THE CROSS CREEK SHOPPING CENTER, NORTHEAST CORNER OF THE INTERSECTION OF HORTON AND GUESS ROADS (TAX MAP #749-1-1C, 1D, 1E)**

Case: P00-39

Applicant: M. M. Fowler (Cross Creek Shopping Center)

Location: 11.7 acres at the Cross Creek Shopping Center, northeast corner of the intersection of Horton and Guess Roads (Tax Map #749-1-1C, 1D, 1E)

Request: Rezoning from SC(D) (Shopping Center Commercial with a Development Plan) to SC(D) - **Change in Development Plan**

Zoning Committee's Recommendation and Vote: Approval; 7-0

Planning Department's Recommendation: Approval

**August 7, 2000**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard.

**Proponent**

Tim Hoke, representing the applicant, spoke in support of rezoning request.

No one spoke in opposition to the request.

Mayor Tennyson declared the public hearing closed.

Council Member McKissick spoke in support of this item.

Council Member Stith disclosed that he operates a business near the site and doesn't foresee any impact.

**MOTION** by Council Member Larson seconded by Mayor Pro Tempore Clement to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, by taking the above described property out of SC(D) and placing same in and establishing same as SC(D) for a change in the development plan was approved at 7:43 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: P00-30 (ANNEXATION) (TECH DISTRIBUTION CENTER) - CITY OF DURHAM - 45.983 ACRES AT THE SOUTHWEST CORNER OF TW ALEXANDER DRIVE AND PAGE ROAD**

Case: P00-30 (Annexation) (Tech Distribution Center)

Initiated by: City of Durham

Location: 45.983 acres at the southwest corner of TW Alexander Drive and Page Road

Request: Initial zoning of property recently annexed into the City. No change in zoning classification is proposed by this case--existing zoning is I-1 and I-2.

Zoning Committee's Recommendation and Vote: Approval; 7-0

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections to the rezoning request, the public hearing was declared closed.



**August 7, 2000**

**MOTION** by Council Member Larson seconded by Council Member Stith to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish I-1 and I-2 zoning for the above described newly annexed property was approved at 7:44 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: P00-33 (ANNEXATION) (SUN RIVER BUILDERS) - CITY OF DURHAM - PORTION OF A LOT AT THE CORNER OF ROSS ROAD AND FOUNTAIN STREET**

Case: P00-33 (Annexation) (Sun River Builders)

Initiated by: City of Durham

Location: Portion of a lot at the corner of Ross Road and Fountain Street

Request: Initial zoning of property recently annexed into the City. No change in zoning classification is proposed by this case--existing zoning is R-20 (F/J-B)

Zoning Committee's Recommendation and Vote: Approval; 7-0

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections to the rezoning request, the public hearing was declared closed.

**MOTION** by Council Member Larson seconded by Council Member Stith to adopt an ordinance amending the Zoning Ordinance, the same being Chapter 24 of the Durham City Code, to establish R-20 (F/J-B) zoning for the above described newly annexed property was approved at 7:45 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: PROPOSED ZONING ORDINANCE TEXT AMENDMENT REGARDING REVISIONS TO STANDARDS FOR DEVELOPMENT PLANS (TC 103-00)**

Joint City/County Planning Committee's Recommendation: Approval

**August 7, 2000**

Zoning Committee's Recommendation and Vote: Approval; 7-0

Planning Department's Recommendation: Approval

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard. There being no objections to the proposed zoning ordinance text amendment, the public hearing was declared closed by Mayor Tennyson.

**MOTION** by Council Member Larson seconded by Council Member McKissick to receive citizens' comments on a proposed amendment to the Zoning Ordinance regarding revisions to standards for development plans; and

To adopt "An Ordinance to Amend the Zoning Ordinance to Revise the Requirements for PDR Development Plans" was approved at 7:45 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Ordinance #12032**

**SUBJECT: NC 54/I-40 CORRIDOR STUDY SUBAREA A INTERIM LAND USE PLAN -PUBLIC COMMENTS**

To receive a report from the Administration on the NC 54/I-40 Corridor Study Subarea Interim Land Use Plan; and

To receive citizens' comments on the Subarea A Interim Land Use Plan; and

To adopt the Subarea A Interim Land Use Plan.

T. E. Austin, of the City/County Planning Department, noted that he attended a meeting on Saturday with the neighborhood group. After discussions, they did not come to any conclusions.

Council Member McKissick made comments about his attendance at that same meeting.

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard.

**Proponent**

Mr. Steve Bocckino, of 7340 Abron Drive, spoke in favor of the

**August 7, 2000**

Land Use Plan noting that it protects the existing environment and neighborhoods and gives a framework to handle the Southpoint Mall. He urged Council to approve the proposed plan.

### **Opponents**

Baby Ruth Nicholson, representing Kentington Heights, spoke in opposition to the land use plan and requested that the land use for Kentington Heights be designated as commercial.

Dr. Anita Keith-Foust, representing Kentington Heights, noted that a promise was made to her for water and sewer, the residents are experiencing septic problems and would like for the area to be zoned commercial.

Agila Hanifa, representing Kentington Heights, stated that she attended all meetings and because they did not come to any conclusions, she requested a continuance for further discussions.

Alvin McMillian, President of Kentington Heights Community, requested that this matter be continued and stated that they have a future dream of becoming commercial.

Rev. T. C. Nicholson, representing Kentington Heights, spoke in support of commercial zoning for the area.

A motion was made by Council Member McKissick seconded by Council Member Langley to continue the public hearing until the September 5, 2000 City Council Meeting.

Mayor Pro Tempore Clement spoke in support of the motion and requested that Council be kept informed of future meetings.

Council Member Blyth spoke in opposition to the motion. She noted that the Joint City/County Planning Committee reviewed recommendations of the staff and citizens and approved a plan that would meet the diverse needs of that section of the community.

Council Member Burnette spoke in support of the motion because of inadequate water and sewer.

A substitute motion was made by Council Member Burnette seconded by Council Member Stith to adopt the land use plan except to designate the Kentington Heights area as commercial zoning on the land use plan.

Council Member Larson spoke in opposition to the property in Kentington Heights being zoned as commercial.

**August 7, 2000**

A substitute to the substitute motion was made by Council Member Blyth to approve this item as printed on the agenda.

The substitute to the substitute motion failed for a lack of a second.

**SUBSTITUTE MOTION** by Council Member Burnette seconded by Council Member Stith to adopt the land use plan except to designate the Kentington Heights area as commercial zoning on the land use plan **FAILED** at 8:23 p.m. by the following vote: Ayes: Council Members Burnette and Wagstaff. Noes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Edwards, Hill, Langley, Larson, McKissick and Stith. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**MOTION** by Council Member McKissick seconded by Council Member Langley to continue the public hearing until the September 5, 2000 City Council Meeting was approved at 8:24 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Burnette, Edwards, Hill, Langley, Larson, McKissick and Stith. Noes: Council Members Blyth and Wagstaff. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**SUBJECT: FAYETTEVILLE STREET HISTORIC DISTRICT OVERLAY ZONE - PUBLIC HEARING**

As this was the time and place set for the public hearing, anyone interested was given the opportunity to be heard.

John Compton, representing the Historic Preservation Society, urged Council to support the creation of the Fayetteville Street Historic District Overlay.

Larry Hester, 3625 Abercrome Drive, spoke in support of this item noting there is very little history left in the area.

T. D. Parham, Jr., spoke in support of this item.

Mayor Tennyson declared the public hearing closed.

**MOTION** by Council Member Larson seconded by Council Member Stith to receive a report from the Administration on the Fayetteville Street Historic District Preservation Plan; and

To receive citizens' comments on the Draft Fayetteville Street Historic District Preservation Plan; and

**August 7, 2000**

To adopt the Fayetteville Street Historic District Preservation Plan was approved at 8:29 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**[OTHER MATTERS]**

**SUBJECT: ANTI-SWEATSHOP RESOLUTION**

Nav Gill, Finance Director, noted changes to Sections 1, 2 and 3 of the revised resolution. He discussed two options relative to the use of may and shall in Section 2: 1) leaving may as printed in the resolution, or 2) changing the first may to shall.

City Attorney Henry Blinder made comments outlining the concepts for changing the first may to shall and leaving the second may as indicated.

The following citizens spoke in support of this item: Theresa El-Amin, Lonna Harkrader and Father David McBriar.

Council held discussion on changing the first may to shall in Section 2 and the M/WBE ordinance requirements.

**MOTION** by Council Member Blyth seconded by Mayor Pro Tempore Clement to adopt a "Resolution to Authorize the City Manager to Implement Anti-Sweatshop Provisions in Purchasing and Renting Textiles and Apparel" as amended [changing the first may to shall in Section 2]; and

To direct the administration to report to Council during the 2000-2001 budget session on the financial impact of implementation of the resolution was approved at 8:48 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**Resolution #8692**

**[SUPPLEMENTAL ITEM]**

**SUBJECT: MAJOR BROADCASTING CABLE NETWORK**

**MOTION** by Council Member Mayor Pro Tempore Clement seconded by

**August 7, 2000**

Council Member Stith to authorize the Mayor, on behalf of the Durham City Council, to send a letter to Time Warner Inc. urging that MBC Network's Telethon scheduled on September 17, 2000 for the town of Princeville, North Carolina be carried on the cable system serving Durham was approved at 8:49 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

**[ITEM PULLED FROM THE CONSENT AGENDA]**

**SUBJECT: CREATION OF A COUNCIL SUBCOMMITTEE TO STUDY BENEFITS OF DEVELOPING AN ENTERTAINMENT VENUE**

Mayor Tennyson noted the following members of Council volunteered to serve on the Subcommittee which has been changed from a three-to six-person Subcommittee: Mayor Pro Tempore Clement and Council Members Blyth, Edwards, Larson, McKissick and Stith.

**MOTION** by Mayor Pro Tempore Clement seconded by Council Member Stith to approve the City Manager's recommendation for creation of a six-person Council Subcommittee consisting of Mayor Pro Tempore Clement and Council Members Blyth, Edwards, Larson, McKissick and Stith to work closely with staff on this project was approved at 8:50 p.m. by the following vote: Ayes: Mayor Tennyson, Mayor Pro Tempore Clement and Council Members Blyth, Burnette, Edwards, Hill, Langley, Larson, McKissick, Stith and Wagstaff. Noes: None. Absent: Council Member Cheek. Excused Absence: Council Member Jacobs.

There being no further business to come before the City Council, the meeting was adjourned at 8:50 p.m.

D. Ann Gray, CMC  
City Clerk